



DEPARTMENT OF LAW  
OFFICE OF THE  
Attorney General  
STATE OF ARIZONA  
Phoenix, Arizona

March 20, 1961

By Director

FRANK SAGARINO

ROBERT W. PICKRELL

I Concur

CLARK KENNEDY

Hon. W. W. "Skipper" Dick  
Superintendent of Public Instruction  
Capitol Building  
Phoenix, Arizona

Att'n. Mr. Otto S. Shill  
Director of Certification

**LAW LIBRARY**  
**ARIZONA ATTORNEY GENERAL**

Dear Mr. Dick:

In reply to your request as to whether the State Board of Education may adopt a rule providing for the issuance of a permit for a period of one year to a teacher, this office is of the opinion that the Board may adopt such a rule.

The legislature has given the power to supervise and control the certification of teachers to the Arizona State Board of Education. This power is contained in §15-102, A.R.S. A certificated teacher is defined in §15-251, A.R.S., as "a person holding a certificate from the state board of education to teach in the schools of the state." Thus the legislature has defined a certificated teacher in broad language, giving the power to classify teachers to the State Board of Education.

In the case of *Montgomery v. Crawford*, 70 Ariz. 359, 220 P.2d 853, our Arizona Supreme Court discussed various types of certificates issued by the State Board of Education and tacitly recognized various types of temporary emergency teaching permits issued by the State Board of Education.

It is our opinion that the State Board may provide for the issuance of a permit for a one year period.

Very truly yours,

ROBERT W. PICKRELL  
The Attorney General

*Frank Sagarino*

FRANK SAGARINO  
Assistant Attorney General